

AN ORDINANCE 100086

ACCEPTING THE LOW, QUALIFIED BID OF VALEMAS, INC. IN THE AMOUNT OF \$2,258,000.00 IN CONNECTION WITH THE BRACKENRIDGE PARK REHABILITATION – PACKAGE B PROJECT, LOCATED IN COUNCIL DISTRICTS 9 AND 1; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$20,657.53 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$5,255.00 FOR TRAFFIC SIGNALS ENHANCEMENT, FOR A TOTAL AMOUNT OF \$2,283,912.53, OF WHICH \$1,929,502.00 WILL BE FUNDED BY 1994-1999 PARK BOND FUNDS; ACCEPTING A \$20,000.00 GRANT FROM THE JUNIOR LEAGUE OF SAN ANTONIO; TRANSFERRING SAVINGS OF \$334,410.53 FROM WITHIN THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, in 1994 voters approved \$1,929,502.00 of Park Bond Funds for rehabilitation of the City's historic Brackenridge Park located in City Council Districts 1 and 9; and

WHEREAS, the City Council established the Brackenridge Park Project Planning Team, consisting of stakeholders from interested groups and neighbors to participate in the design process for this important project; and

WHEREAS, Package A improvements, which concentrated in the Joske Pavilion and Lambert Beach area of the park, were completed in 2002; and

WHEREAS, a proposal submitted by Rialto Studio, Inc. to design the Package B improvements was approved on September 12, 2002, through Ordinance 96335 for the general rehabilitation of areas south of Tuleta Street to Mulberry Avenue and Broadway west to the San Antonio River; and

WHEREAS, the base Package B construction project includes the redevelopment of the "wilderness" area with a new park entrance along Broadway and Funston, addition of a walking/jogging/cycling trail system, rehabilitation of park roadways, lighting improvements at the trail heads, the addition of a drinking fountain and a restroom, and landscape and irrigation improvements; and

WHEREAS, Bid Alternate 2 includes approximately 72,000 square feet of cement stabilized base trail material installed in the wilderness area of the park; and

WHEREAS, Bid Alternate 5 includes complete rehabilitation of the Lions Field Playground area to include demolition of all existing amenities, new playground equipment, playground surfacing, picnic units, planting, irrigation, drinking fountain and outdoor restroom, street repair, sidewalks and stone column and wrought iron fencing; and

WHEREAS, the Junior League of San Antonio has committed a \$20,000.00 grant to the project for use in the purchase and installation of materials for way finding signage for the trail system in the park; and

WHEREAS, the firm Valemas, Inc., a SBE/DBE/MBE firm, was selected through the City's normal bidding process with the lowest base bid of \$1,785,500.00 and the lowest bid overall with bid alternates 2 and 5 of \$2,258,000.00; and

WHEREAS, it is now necessary to accept the low qualified bid of Valemas, Inc. for said work, authorize a standard public works construction contract for said project, to revise the project's budget, to transfer 1994 General Obligation Bond Funds into this budget, to authorize a construction contingency, to provide for project related fee expenses; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

Section 1. The low qualified base bid, and additive alternates 2 and 5 for a total of \$2,258,000.00 from Valemas, Inc. for capital improvements to Brackenridge Park Rehabilitation-Package B Project is hereby accepted. The Interim City Manager, or his designee is hereby authorized to execute a standard form public works construction contract for the job. A copy of the contractor's bid is affixed hereto and incorporated herein for all purposes as Attachment 1. All other bids will be deemed rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of sixty (60) days from the effective date of this ordinance accepting the low bid, whichever event occurs first.

Section 2. The amount of \$1,549,502.00 is appropriated in fund 45480000, "1994 PK BD - 2000", SAP GL account 6102100 - Interfund Transfers Out. The amount of \$1,855,912.53 is authorized to be transferred from SAP fund 45480000 to SAP fund 45448000.

Section 3. The budget in SAP fund 45448000, 1994 Park Sold 1994, shall be revised by increasing Project Definition 26-00263, SAP WBS Element 26-00263-90-02, entitled "Trf Fr 45480000", SAP Gl Account 6101100 - Interfund Transfers In, by the amount of \$1,549,502.00.

Section 4. The amount of \$230,000.00 is appropriated in fund 45448000, "1994 PARK SOLD 1994", SAP GL account 6102100 - Interfund Transfers Out. The amount of \$245,000.00 is authorized to be transferred from SAP fund 45448000 to SAP fund 45448000.

Section 5. The budget in SAP fund 45448000, 1994 Park Sold 1994, shall be revised by increasing Project Definition 26-00263, SAP WBS Element 26-00263-90-03, entitled "Trf Fr 45448000", SAP Gl Account 6101100 - Interfund Transfers In, by the amount of \$230,000.00.

Section 6. The amount of \$150,000.00 is appropriated in SAP fund 45486000, "1994 PK BD - 1996", SAP GL account 6102100 - Interfund Transfers Out. The amount of \$163,000.00 is authorized to be transferred from SAP fund 45486000 to SAP fund 45448000.

Section 7. The budget in SAP fund 45448000, 1994 Park Sold 1994, shall be revised by increasing Project Definition 26-00263, SAP WBS Element 26-00263-90-03, entitled "Trf Fr 45486000", SAP Gl Account 6101100 - Interfund Transfers In, by the amount of \$150,000.00.

Section 8. The budget in SAP fund 45448000, 1994 Park Sold 1994, shall be revised by increasing Project Definition 26-00263, SAP WBS Element 26-00263-90-01, entitled "San Antonio Junior League", by the amount of 20,000.00. Revenue shall be recorded in SAP WBS Element 26-00263-90-01, entitled "San Antonio Junior League" upon reimbursement of the project.

Section 9. The amount of \$2,258,000.00 is appropriated in SAP fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, SAP WBS Element 26-00263-05-08-02, entitled "Construction Contract: Package B", and is authorized to be encumbered and made payable to Valemas, Inc. for construction in connection with the Brackenridge Park Rehabilitation - Package B project., when the purchase order is issued.

Section 10. The amount of \$20,657.63 is appropriated in SAP fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, SAP WBS Element 26-00263-05-07-02, entitled "Construction Contingency: Package B", and is authorized to be encumbered for construction contingency expense in connection with the Brackenridge Park Rehabilitation - Package B project.

Section 11. The amount of \$5,255.00 is appropriated in SAP fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, SAP WBS Element 26-00263-05-09-03, entitled "Traffic Signals Enhancements", and is authorized to be encumbered and made payable for traffic signals enhancements in connection with the Brackenridge Park Rehabilitation - Package B project., when the purchase order is issued.

Section 12. The budget in SAP Fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, shall be revised by reducing SAP WBS Element 26-00263-05-08-01, entitled "Construction Contract - Package A", by the amount of \$10,475.00.

Section 13. The budget in SAP Fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, shall be revised by reducing SAP WBS Element 26-00263-05-07-01, entitled "Construction Contingency - Package A", by the amount of \$12,862.02.

Section 14. The budget in SAP Fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, shall be revised by reducing SAP WBS Element 26-00263-01-10-01, entitled "Bid Advertising/Printing - Package A", by the amount of \$2,986.49.

Section 15. The budget in SAP Fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, shall be revised by reducing SAP WBS Element 26-00263-05-09, entitled "Architect Contract", by the amount of \$117,119.10.

Section 16. The budget in SAP Fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, shall be revised by reducing SAP WBS Element 26-00263-05-09-01, entitled "Architect Contingency", by the amount of \$6,486.24.

Section 17. The budget in SAP Fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, shall be revised by reducing SAP WBS Element 26-00263-01-19-07, entitled "Rental of Facilities", by the amount of \$111,096.00.

Section 18. The budget in SAP Fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, shall be revised by reducing SAP WBS Element 26-00263-05-08-07, entitled "Relocation Expense", by the amount of \$2,310.00.

Section 19. The budget in SAP Fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, shall be revised by reducing SAP WBS Element 26-00263-01-19-06, entitled "Engineering Services - Pioneer Hall Elec.", by the amount of \$4,896.71.

Section 20. The budget in SAP Fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, shall be revised by reducing SAP WBS Element 26-00263-05-08-06, entitled "Park Materials", by the amount of \$1,195.99.

Section 21. The budget in SAP Fund 45448000, 1994 Park Sold 1994, Project Definition 26-00263, shall be revised by reducing SAP WBS Element 26-00263-01-19-02-01, entitled "Archaeological Services Contingency", by the amount of \$4,982.98.

Section 22. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager, the Interim City Manager, or the City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

Section 23. This ordinance shall be effective on and after December 19, 2004.

PASSED AND APPROVED this 9th day of December, 2004.

M A Y O R
EDWARDS D. GARZA

ATTEST: *Leticia Y. Vaz*
City Clerk

APPROVED AS TO FORM: *Andrew Martin*
City Attorney